

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, MAY 9, 2012
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

Ruthanne Miller, Chairperson

Members:

**Nick Alberti, Donald Brooks, Herman Jones, Calvin Nophlin, Mike Silverstein
and Jeannette Mobley**

Protest Hearing (Status)

9:30 AM

Case # 11-PRO-00087

Moonkor Corporation, t/a S.E. Market

1500 Independence Ave SE

License #89011

Retailer B

ANC 6B

Renewal Application

**Disposition: The Board scheduled a Protest Hearing for June 27, 2012 at
1:30 pm.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00432

Amadou Bah, t/a Red Lounge

2013 14th Street NW

License #76011

Retailer CR

ANC 1B

Violation of Voluntary Agreement

**Disposition: Licensee failed to appear. The Board scheduled a Show Cause
Hearing for June 20, 2012 at 10:00 am.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00349

White Tiger, Inc., t/a The White Tiger Restaurant
301 Massachusetts Ave NE
License #24767
Retailer CR
ANC 6C
No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$4,000 to be paid within 60 days, 6-1 (Jones).

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00256

1218 Wisconsin Ave, Inc., t/a Third Edition
1218 Wisconsin Ave NW
License #604
Retailer CT
ANC 2E

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$4,500 to be paid within 60 days, 6-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CC-00085

S & R Brother, Inc., t/a S & R Liquors
1800 I Street NW
License #60716
Retailer A
ANC 2B

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board accepted an Offer in Compromise: \$3,000 to be paid within 60 days, 5 days of suspension to be stayed; Dismissal of Charge II, 6-0-1 (Jones abstaining).

Show Cause Hearing (Status)

9:30 AM

Case # 12-AUD-00013

Ameda Sofenias, t/a Queen Makeda
1917 9th Street NW
License #60510
Retailer CR
ANC 1B

Failed to File Quarterly Statements

Disposition: Licensee failed to appear. The Board scheduled a Show Cause Hearing for June 6, 2012 at 11:00 am.

Show Cause Hearing

10:00 AM

Case # 11-251-00316 & # 11-CMP-00115

Taboo, LLC, t/a DC Star
2135 Queens Chapel Road NE
License #78881
Retailer CN
ANC 5B

Allowed Establishment to be Used for Unlawful or Disorderly Purposes, Failed or Refused to Allow an ABRA Investigator to Enter or Inspect Without Delay the Licensed Premises or Examine the Books and Records of the Business, or Otherwise Interfered with an Investigation, Failed to Follow Security Plan, Violation of Voluntary Agreement

Disposition: The Board accepted an Offer in Compromise, which will be addressed via Board Order issued on May 16, 2012, 5-2 (Jones, Mobley)

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Show Cause Hearing

1:30 PM

Case # 12-AUD-00001

Mixtec, Inc., t/a Mixtec
1792 Columbia Road NW
License #7374
Retailer CR
ANC 1C

Failed to File Quarterly Statements, Failed to Maintain Books and Records

Disposition: The Board accepted an Offer in Compromise: Dismissal of Charge I; \$2,000 to be paid within 30 days; 5 days served that trigger from Case #11-CMP-00068, on Wednesday, May 18, 2012 through Sunday, May 22, 2012, 7-0.

Show Cause Hearing

2:30 PM

Case # 11-AUD-00004, # 11-AUD-00004(a) and # 11-AUD-00004(b)

Prospect Dining, LLC, t/a George
3251 Prospect Street NW
License #78058
Retailer CR
ANC 2E

Failed to Meet Food Sales Requirements, Failed to Maintain Books and Records

Disposition: The Government dismissed Charge II, Charge I was previously resolved, 7-0.

Show Cause Hearing

2:30 PM

Case # 11-251-00349

Ameda Sofenias, t/a Queen Makeda
1917 9th Street NW
License #60510
Retailer CR
ANC 1B

Substantial Change (Operating After Hours)

Disposition: Licensee failed to appear. The Government proceeded ex parte. The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days, 7-0.

Fact Finding Hearing

3:30 PM

Case # 11-251-00380

TCR, Inc., t/a Jr's Bar and Grill
1519 17th Street NW
License #9267
Retailer CT
ANC 2B

Assault Inside of the Establishment

Disposition: No Further Action, 7-0.

Fact Finding Hearing

4:00 PM

Kristen R. Kennedy
3700 O Street NW
License #89390
Class F
ANC 2B

Temporary License Application

Georgetown University Senior Class Committee
Date of Events: May 13, 2012 and May 15, 2012

Disposition: Application Approved, 7-0.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, MAY 9, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Manager's Application for Patrick Benson.**
Decision: Approved, 7-0.
2. Review of request from Paul Pascal on behalf of Licensee to expand licensed premises to adjacent warehouse space consisting of 5,950 square feet. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 5A. **DC Brau Brewing**, 3178-B Bladensburg Road NE Manufacturer B, Lic.#: 85083.*
Decision: Approved, 7-0.
3. Review of request from Paul Pascal on behalf of Licensee to approve the addition of an Entertainment Endorsement to have non-amplified musical performances. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 6B. **Marvelous Market**, 301 7th Street SE Retailer DR01, Lic.#: 88503.*
Decision: Approved, 7-0.
4. Review of request from Stephen O'Brien on behalf of Licensee to extend the hours of alcoholic beverage sales and consumption to 2 a.m. Sunday through Thursday, and 3 a.m. Friday & Saturday and to commence hours of operation, sales and consumption at 8 a.m. daily. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 3C. **Atomic Billiards**, 3427 Connecticut Avenue NW Retailer CT01, Lic.#: 19007.*
Decision: Approved, 7-0.
5. Review of request from Michael Fonseca on behalf of Licensee for approval of Summer Garden Endorsement with 62 seats on 2nd floor terrace and pool deck. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2D. **Washington Courtyard By Marriott**, 1900 Connecticut Avenue NW Retailer CH02, Lic.#: 17144.*
Decision: Approved, 7-0.

6. Review of request from Licensee to correct the license to reflect a Summer Garden Endorsement (Licensee incorrectly applied and was placarded for a Sidewalk Café Endorsement). No pending investigative matters. No outstanding citations/fines. No conflict with existing Voluntary Agreement. ANC 1C. **Mintwood Place**, 1811 Columbia Road NW Retailer CR02, Lic.#: 85865.
Decision: Approved, 7-0.
7. Review of request from Stephen O'Brien on behalf of Licensee to extend the hours of alcoholic beverage sales and consumption to 2 a.m. Sunday through Thursday, and 3 a.m. Friday & Saturday and to commence hours of operation, sales and consumption at 8 a.m. daily. No pending investigative matters. No outstanding citations/fines. Conflict with existing Voluntary Agreement. ANC 1C. **Bedrock Billiards**, 1841 Columbia Road NW Retailer CT01, Lic.#: 19008.*
Decision: Denied, 7-0.
8. Review of Entertainment Endorsement Application to have entertainment in the form of a solo guitar player and violinist. **Current Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption:** Monday through Friday 11:30am-11pm, Saturday and Sunday 11:30am-12am. **Proposed Hours of Entertainment:** Monday through Saturday 6pm-11pm. No pending investigative matters. No outstanding citations/fines. No conflict with existing Voluntary Agreement. ANC 2E. **Ristorante Piccolo**, 1068 31st Street NW Retailer CR02, Lic.#: 14125.*
Decision: Approved, 7-0.
9. Review of letter, dated April 26, 2012, from Ashok Bajaj requesting permission to store records off site. The records will be stored in Washington, DC. **Rasika West End**, 1177 22nd Avenue NW Retailer CR02, Lic.#: 87042.
Decision: Approved, 7-0.
10. Review of Motion to Reconsider, dated April 17, 2012, from Francis Brogan III for Mason Inn. **Mason Inn**, 2408 Wisconsin Avenue NW Retailer CT02, Lic.#: 79644.*
Decision: Denied, 5-0.
11. Review of Protestants' Motion to Dismiss or in the Alternative, for a Continuance, dated April 24, 2012, from Andrea Ferster. **To Be Determined (HGH 1610, LLC)**, 1610 14th Street NW Retailer CT03, Lic.#: 88785.*
Decision:
Motion for Continuance Approved, 7-0.
Motion to Dismiss was withdrawn.

12. Review of Applicant's Response to Protestants' Motion to Dismiss, or in the Alternative, for a Continuance, dated April 27, 2012, from Candace Fitch. ***To Be Determined (HGH 1610, LLC)***, 1610 14th Street NW Retailer CT03, Lic.#: 88785.*
See # 11.
13. Review of Voluntary Agreement, dated February 13, 2012, between Park Tavern and ANC 6D. ***Park Tavern***, 202 M Street SE Retailer CR, Lic.#: 89126.*
Decision: Approved with modifications to 3rd whereas clause (last sentence), 4th whereas clause ("substantial change"), and Section 3 (correct to read 12 am), Section 7 (remove ANC 6D), and Section 8 (1st part), 7-0.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, MAY 9, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On MAY 9, 2012 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”

1. Case#12-251-00051 The Park Place at 14th, 920 14TH ST NW Retailer C Nightclub,
License#: ABRA-075548
Decision: No Further Action.
2. Case#12-CC-00037 Odalis Restaurant, 827 KENNEDY ST NW Retailer C Restaurant,
License#: ABRA-076432
Decision: Sale to Minor Warning Letter.
3. Case#12-251-00034 Bravo Bravo, 1001 CONNECTICUT AVE NW Retailer C Nightclub,
License#: ABRA-071564
Decision: No Further Action.
4. Case#12-251-00129 My Brother's Place, 237 2ND ST NW Retailer C Restaurant, License#:
ABRA-071593
Decision: Staff Settlement.
5. Case#12-CMP-00122 Seymours Liquors, 5581 CENTRAL AVE SE Retailer A Retail - Liquor
Store, License#: ABRA-070948
Decision: Refer to Enforcement; Postpone until May 16, 2012.
6. Case#12-251-00141 Fur Factory, 33 PATTERSON ST NE Retailer C Nightclub, License#:
ABRA-060626
Decision: No Further Action.
7. Case#12-251-00091 Chi-Cha Lounge, 1624 U ST NW Retailer C Tavern, License#: ABRA-
026519
Decision: No Further Action.

8. Case#12-251-00106 Royal Palace, 1805 CONNECTICUT AVE NW Retailer C Nightclub, License#: ABRA-000704

Decision: No Further Action.

9. Case#12-251-00102 The Guards, 2915 M ST NW Retailer C Restaurant, License#: ABRA-000916

Decision: No Further Action.

10. Case#12-251-00064 Lace, 2214 RHODE ISLAND AVE NE Retailer C Tavern, License#: ABRA-076369

Decision: Show Cause.

11. Case#12-CMP-00117 Lounge of Three, 1013 U ST NW Retailer C Tavern, License#: ABRA-078816

Decision: Show Cause.

12. Case#12-251-00096 District Lounge and Grille, 2473 18TH ST NW Retailer C Restaurant, License#: ABRA-081908

Decision: No Further Action.

13. Case#12-CMP-00115 Dennies Market, 5000 BENNING RD SE Retailer A Retail - Liquor Store, License#: ABRA-083042

Decision: Staff Settlement.

14. Case#12-CMP-00111 Fasika, 4422 GEORGIA AVE NW Retailer D Restaurant, License#: ABRA-083216

Decision: Staff Settlement.

15. Case#12-251-00025 Love, 1350 OKIE ST NE Retailer C Nightclub, License#: ABRA-084726

Decision: No Further Action.

16. Case#12-CMP-00148 Southern Express Liquors, 4416 Southern AVE SE Retailer A Retail - Liquor Store, License#: ABRA-087100

Decision: Refer to Enforcement; Postpone until May 16, 2012.

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INVESTIGATIVE AGENDA**

**WEDNESDAY, MAY 9, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On May 9, 2012, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matter identified below. Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of this matter in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.

1. Case#11-251-00197(a) Marrakesh Palace Pasha Lounge, 2147 P ST NW Retailer C Tavern, License#: ABRA-060695.

Decision: The Board has determined that the Licensee has met the requirements of the Offer in Compromise entered into on February 22, 2012, for Case No. 11-251-000197, with the exception of further review pending of the Business Plan. The License may be removed from Safekeeping by an officer having controlling interest in Bouzid, Inc.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
LICENSE CANCELLATION**

**WEDNESDAY, MAY 9, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The Board is requested to approve the following license cancellation for the reason outlined below.

ABRA – 071768 – **Sam & Harry's** – CR – 1200 19th Street, NW. [Request for cancellation received.]

Decision: Cancellation Order will be issued on May 16, 2012, 7-0.